

Senate Bill 152

By: Senators Albers of the 56th and Hufstetler of the 52nd

A BILL TO BE ENTITLED
AN ACT

1 To amend Title 3 of the Official Code of Georgia Annotated, relating to alcoholic beverages,
2 so as to change certain limitations upon manufacturers of alcoholic beverages; to increase
3 the quantity certain manufacturers of alcoholic beverages may produce and sell at wholesale
4 or retail; to provide for related matters; to repeal conflicting laws; and for other purposes.

5 BE IT ENACTED BY THE GENERAL ASSEMBLY OF GEORGIA:

6 **SECTION 1.**

7 Title 3 of the Official Code of Georgia Annotated, relating to alcoholic beverages, is
8 amended in Code Section 3-4-24.2, relating to the three-tier system of distribution and sale
9 of distilled spirits, Sunday sales, regulatory authority, and conditions or limitations, by
10 revising subsection (a) as follows:

11 "(a) A limited exception to the provisions of this title providing a three-tier system for the
12 distribution and sale of distilled spirits shall exist to the extent that the license to
13 manufacture distilled spirits in this state shall include the right to sell up to 500 barrels of
14 distilled spirits per year produced at the distiller's licensed premises to individuals who are
15 on such premises for: consumption on the premises, consumption off the premises, or both.

16 ~~(1) Consumption on the premises; and~~

17 ~~(2) Consumption off the premises, provided that such sales for consumption off the~~
18 ~~premises shall not exceed a maximum of 2,250 milliliters of distilled spirits per consumer~~
19 ~~per day."~~

20 **SECTION 2.**

21 Said title is further amended in Code Section 3-5-24.1, relating to the exception to the malt
22 beverages three-tier system, taxing, regulatory authority, and conditions or limitations, by
23 revising subsection (a) as follows:

24 "(a) A limited exception to the provisions of this title providing a three-tier system for the
25 distribution and sale of malt beverages shall exist to the extent that the license to

manufacture malt beverages in this state shall include the right to sell up to 3,000 barrels of malt beverages per year per brewer's licensed premises produced at any of the brewer's licensed premises to individuals who are on such premises for: consumption on the premises, consumption off the premises, or both. Fifty percent of malt beverages sold for consumption on a brewer's licensed premises shall be produced on the same licensed premises on which such sales occur.

~~(1) Consumption on the premises; and~~

~~(2) Consumption off the premises, provided that such sales for consumption off the premises shall not exceed a maximum of 288 ounces of malt beverages per consumer per day."~~

SECTION 3.

Said title is further amended in Code Section 3-5-36, relating to "brewpub" exception to the three-tier distribution system, by revising paragraph (2) as follows:

"(2) A brewpub license authorizes the holder of such license to:

(A) Manufacture on the licensed premises not more than 10,000 barrels of malt beverages in a calendar year solely for retail sale;

(B) Operate an eating establishment that shall be the sole retail outlet for such malt beverages;

(C) Operate an eating establishment that may offer for sale for consumption on the premises any other alcoholic beverages produced by other manufacturers which are authorized for retail sale under this title, including wine, distilled spirits, and malt beverages, provided that such alcoholic beverages are purchased from a licensed wholesaler; and, provided, further, that in addition to draft beer manufactured on the premises, each brewpub licensee shall offer for sale commercially available canned or bottled malt beverages from licensed wholesalers; and

(D) Notwithstanding any other provision of this paragraph, sell up to a maximum of ~~5,000~~ 10,000 barrels annually of such malt beverages to licensed wholesale dealers.

Under no circumstances shall such malt beverages be sold by a brewpub licensee to any person holding a retail consumption dealer's license or a retailer's license for the purpose of resale;"

SECTION 4.

All laws and parts of laws in conflict with this Act are repealed.